

City Council  
Atlanta, Georgia

**08-0-0313**

**U-05-31**

AN ORDINANCE  
BY: ZONING COMMITTEE

**AN ORDINANCE TO AMEND ORDINANCE U-05-O-1941, AS ADOPTED BY THE CITY COUNCIL ON DECEMBER 5, 2005 AND APPROVED BY THE MAYOR ON DECEMBER 13, 2005, APPROVING A TRANSFER OF OWNERSHIP FOR A SPECIAL USE PERMIT FOR A DAY CARE CENTER FOR PROPERTY LOCATED 2700 BUTNER ROAD, S.W. AND FOR OTHER PURPOSES.**

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:

SECTION 1. That the transfer (i.e. change of grantee) of Special Use Permit ORDINANCE U-05-O-1941 (U-05-31) granting a Special Use Permit for a Day Care Center, property located at 2700 BUTNER ROAD, S.W from TAWANA BLAKE to SHIWILA M. WILLIS is hereby approved, under the provision of Section 16-25.002 (2), to wit.

SECTION 2 That the new owner has provided the Bureau of Planning a signed and notarized affidavit acknowledging the conditions of and the compliance with ORDINANCE U-05-O-1941 (U-05-31).

SECTION 2. That all ordinances or parts of ordinances in conflict with the terms of this ordinance are hereby repealed.

**CONDITIONS FOR U-05-31 for 2700 Butner Road. S.W.**

1. Site plan submitted titled "Boundary Survey for Brighter Star Academy" submitted by the applicant to the Bureau of Planning on 11/14/05.
2. Designated drop off located off of Tell Road for 1 year olds and infants.
3. Separate one way designated drop off location for 2 year olds to 4 year olds giving access off of Tell Road.
4. One way parking in same direction of drop off for 2 to 4 year olds.
5. Fencing for playground areas.
6. Parking across the street designated for staff only.
7. Adequate signage to distinguish between drop off areas.

J-05-31

## LEGAL DESCRIPTION

ALL THAT TRACT OR PARCEL OF LAND LYING AND BEING IN LAND LOT 66 OF DISTRICT 14F OF FULTON COUNTY, GEORGIA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A NAIL SET AT THE INTERSECTION OF THE NORTHERN RIGHT OF WAY OF TELL ROAD(50' RIGHT OF WAY)AND THE SOUTHEASTERN RIGHT OF WAY OF BUTNER ROAD(50' RIGHT OF WAY).

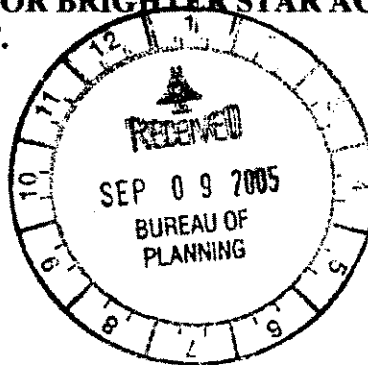
THENCE N 49°00' 44" E ALONG THE SOUTHEASTERN RIGHT OF WAY OF BUTNER ROAD A DISTANCE OF 282.10 FEET TO A 1" PIPE FOUND,

THENCE S 11°50' 16" W A DISTANCE OF 189.17 FEET TO A 1/2" REBAR FOUND AT THE NORTHERN RIGHT OF WAY OF TELL ROAD,

THENCE N 89°57' 40" W A DISTANCE OF 174.14 FEET TO A NAIL AND THE POINT OF BEGINNING.

DESCRIBED PARCEL OF LAND CONTAINS 0.37 ACRES / 16,123 SQUARE FEET AS SHOWN ON A PLAT OF SURVEY BY STEVE B. HENNINGS R.L.S. #2742 , DATED SEPTEMBER 9, 2005 FOR BRIGHTER STAR ACADEMY AND MADE PART OF THIS INSTRUMENT.

KNOWN AS 2700 BUTNER ROAD.



# TRANSFER OF SPECIAL USE PERMIT APPLICANT AFFIDAVIT

I swear and affirm that I am the owner of 2700 Butler Road  
2700 Butler Road which is the subject of the request for a transfer of a special use  
permit for a personal care home. I affirm that I am aware of the conditions and  
requirements of the approved legislation for the special use permit and will abide by  
the requirements and conditions. Shiela Willis

I also affirm that I have been provided a copy of the Ordinance 04-O-0179 and will  
abide by the requirements as outlined.

NAME OF APPLICANT Shiela Willis Shiela Willis  
ADDRESS 4262 Holliday Rd  
Atlanta GA 30349  
City Atlanta State GA Zip Code 30349  
TELEPHONE NUMBER 407-234-5137 770-774-7237

## NOTARIAL STATEMENT

Personally Appeared Before Me this 15 Jan 2008 day of 2006

[Signature]  
Notary Public

**MARK D MORAN**  
**NOTARY PUBLIC**  
Cobb County - State of Georgia  
My Comm. Expires Apr. 12, 2008

December 18 2007

City of Atlanta  
Georgia

To whom it may concern:

I, Twana Blake, previous owner of 2700 Butner Road SW hereby transfer ownership of the Special Use Permit U-05-31 (Ordinance 05-O-1941), adopted by the City Council on December 5, 2005 and approved by the Mayor on December 13, 2005 to Shiwila Willis, new owner of the above mentioned property.

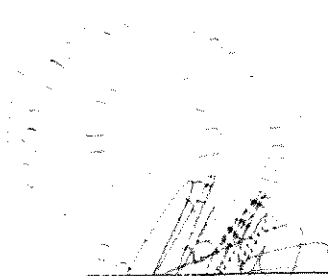
Sincerely;



Twana Blake

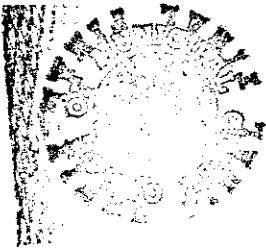
Notary:

Sworn to and subscribed before me this 18<sup>th</sup> day of  
December, 2007



Notary Public

MAXINE TURNBULL  
NOTARY PUBLIC  
DOUGLAS COUNTY  
STATE OF GEORGIA  
My Commission Expires February 19, 2011



CITY COUNCIL  
ATLANTA, GEORGIA

05-0-1941

AN AMENDED ORDINANCE  
BY: ZONING COMMITTEE

U-05--31

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:

SECTION 1. Under the provisions of (Section 16-05.005 (1) (b) of the Zoning Ordinance of the City of Atlanta, a Special Use Permit for a Day Care Center, is hereby approved. Said use is granted to TAWANA BLAKE and is to be located at **2700 Butner Road, S.W.**, to wit:

ALL THAT TRACT or parcel of land lying and being in Land Lot 66, 14<sup>th</sup> District, Fulton County, Georgia, being more particularly described by the attached legal description.

SECTION 2. That this amendment is approved under the provisions of Section 16-25.003 of the Zoning Ordinance of the City of Atlanta, entitled, "Special Use Permits, Procedural Requirements", and the Director, Bureau of Buildings, shall issue a building permit only in compliance with the applicable provisions of this part. The applicable conditional site plan and any other conditions hereby imposed are enumerated by attachment. The Special Use Permit hereby approved does not authorize the violation of any zoning district regulations. District regulation variances can be approved only by application to the Board of Zoning Adjustment.

SECTION 3. That all ordinances or parts of ordinances in conflict with the terms of this ordinance are hereby repealed.

A true copy,

*Rhonda Daughlin Johnson*  
Municipal Clerk, CMC

ADOPTED as amended by Council  
APPROVED by the Mayor

December 5, 2005  
December 13, 2005

U-05-31

## LEGAL DESCRIPTION

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**BEGINNING AT A NAIL SET AT THE INTERSECTION OF THE NORTHERN RIGHT OF WAY OF TELL ROAD(50' RIGHT OF WAY)AND THE SOUTHEASTERN RIGHT OF WAY OF BUTNER ROAD(50' RIGHT OF WAY).**

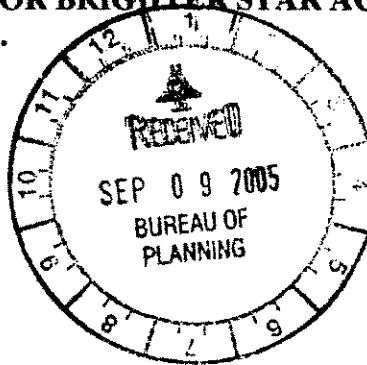
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**KNOWN AS 2700 BUTNER ROAD.**



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(Do Not Write Above 1944)

AN ORDINANCE U-05-31  
BY: ZONING COMMITTEE

An Ordinance granting (Section 16-05.005  
(1) (b) of the Zoning Ordinance of the  
City of Atlanta, a Special Use Permit for a  
Day Care Center, property located at 2700  
Butner Road, S.W. fronting  
approximately 282 feet on the  
southeasterly side of Butner Road. Depth:  
varies. Area: .37 acres. Land Lot 66, 14th  
St District, Fulton County, Georgia  
OWNER: SECOND CHANCE  
INVESTMENT GROUP  
APPLICANT: TAWANA BLAKE  
NPU-P COUNCIL DISTRICT 11 BY

DEC 05 2005

COUNCIL

First Reading  
Committee Date 12-05-2005  
Chair Referred to 2005-2006

Zoning  
Date 12-05-2005  
Chair  
Action  
Fav, Adv, Hold (see rev. side)  
Other  
Members

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)  
Other

Members

Members  
Date 12-05-2005  
Chair  
Action  
Fav, Adv, Hold (see rev. side)  
Other  
Members

Members  
Date 12-05-2005  
Chair  
Action  
Fav, Adv, Hold (see rev. side)  
Other  
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Date 12-05-2005  
Chair  
Action  
Fav, Adv, Hold (see rev. side)  
Other  
Members

Members  
Date 12-05-2005  
Chair  
Action  
Fav, Adv, Hold (see rev. side)  
Other  
Members

Refer To

Refer To

Committee

Committee

Date

Date

Chair

Chair

Action

Action

Fav, Adv, Hold (see rev. side)  
Other

Fav, Adv, Hold (see rev. side)  
Other

Members

Members

Date Referred 10-17-2005

Referred To: ZRB & Zoning

Date Referred

Referred To:

Date Referred

Referred To:

FINAL COUNCIL ACTION  
☒ 2nd ☐ 1st & 2nd ☐ 3rd  
Readings  
☐ Consent ☐ V Vote ☒ RC Vote

CERTIFIED

DEC 05 2005

MAYOR'S ACTION

Mayor's Signature